

# This document is scheduled to be published in the Federal Register on 08/08/2013 and available online at <a href="http://federalregister.gov/a/2013-19180">http://federalregister.gov/a/2013-19180</a>, and on <a href="mailto:FDsys.gov">FDsys.gov</a>

### DEPARTMENT OF LABOR Employment and Training Administration

Notice of Determinations Regarding Eligibility to Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974, as amended (19 USC 2273) the Department of Labor herein presents summaries of determinations regarding eligibility to apply for trade adjustment assistance for workers by (TA-W) number issued during the period of  $\underline{\text{July 1, 2013}}$  through  $\underline{\text{July 5, 2013}}$ .

In order for an affirmative determination to be made for workers of a primary firm and a certification issued regarding eligibility to apply for worker adjustment assistance, each of the group eligibility requirements of Section 222(a) of the Act must be met.

- I. Under Section 222(a)(2)(A), the following must be satisfied:
- (1) a significant number or proportion of the workers in such workers' firm have become totally or partially separated, or are threatened to become totally or partially separated;
- (2) the sales or production, or both, of such firm have decreased absolutely; and
- (3) One of the following must be satisfied:
  - (A) imports of articles or services like or directly competitive with articles produced or services supplied by such firm have increased;
  - (B) imports of articles like or directly competitive with articles into which one or more component parts produced by such firm are directly incorporated, have increased;
  - (C) imports of articles directly incorporating one or more component parts produced outside the United States that are like or directly competitive with imports of articles incorporating one or more component parts produced by such firm have increased;
  - (D) imports of articles like or directly competitive with articles which are produced

directly using services supplied by such firm, have increased; and

- (4) the increase in imports contributed importantly to such workers' separation or threat of separation and to the decline in the sales or production of such firm; or
- II. Section 222(a)(2)(B) all of the following must be satisfied:
- (1) a significant number or proportion of the workers in such workers' firm have become totally or partially separated, or are threatened to become totally or partially separated;
- (2) One of the following must be satisfied:
  - (A) there has been a shift by the workers' firm to a foreign country in the production of articles or supply of services like or directly competitive with those produced/supplied by the workers' firm;
  - (B) there has been an acquisition from a foreign country by the workers' firm of articles/services that are like or directly competitive with those produced/supplied by the workers' firm; and
- (3) the shift/acquisition contributed importantly to the workers' separation or threat of separation.

In order for an affirmative determination to be made for adversely affected workers in public agencies and a certification issued regarding eligibility to apply for worker adjustment assistance, each of the group eligibility requirements of Section 222(b) of the Act must be met.

- (1) a significant number or proportion of the workers in the public agency have become totally or partially separated, or are threatened to become totally or partially separated;
- (2) the public agency has acquired from a foreign country services like or directly competitive with services which are supplied by such agency; and

(3) the acquisition of services contributed importantly to such workers' separation or threat of separation.

In order for an affirmative determination to be made for adversely affected secondary workers of a firm and a certification issued regarding eligibility to apply for worker adjustment assistance, each of the group eligibility requirements of Section 222(c) of the Act must be met.

- (1) a significant number or proportion of the workers in the workers' firm have become totally or partially separated, or are threatened to become totally or partially separated;
- (2) the workers' firm is a Supplier or Downstream Producer to a firm that employed a group of workers who received a certification of eligibility under Section 222(a) of the Act, and such supply or production is related to the article or service that was the basis for such certification; and

#### (3) either-

- (A) the workers' firm is a supplier and the component parts it supplied to the firm described in paragraph (2) accounted for at least 20 percent of the production or sales of the workers' firm; or
- (B) a loss of business by the workers' firm with the firm described in paragraph (2) contributed importantly to the workers' separation or threat of separation.

In order for an affirmative determination to be made for adversely affected workers in firms identified by the International Trade Commission and a certification issued regarding eligibility to apply for worker adjustment assistance, each of the group eligibility requirements of Section 222(f) of the Act must be met.

(1) the workers' firm is publicly identified by name by the International Trade Commission as a member of a domestic industry in an investigation resulting in--

- (A) an affirmative determination of serious
  injury or threat thereof under section
  202(b)(1);
- (B) an affirmative determination of market disruption or threat thereof under section 421(b)(1); or
- (C) an affirmative final determination of material injury or threat thereof under section 705(b)(1)(A) or 735(b)(1)(A) of the Tariff Act of 1930 (19 U.S.C. 1671d(b)(1)(A) and 1673d(b)(1)(A));
- (2) the petition is filed during the 1-year period beginning on the date on which--
  - (A) a summary of the report submitted to the President by the International Trade Commission under section 202(f)(1) with respect to the affirmative determination described in paragraph (1)(A) is published in the Federal Register under section 202(f)(3); or
  - (B) notice of an affirmative determination described in subparagraph (1) is published in the Federal Register; and
- (3) the workers have become totally or partially separated from the workers' firm within--
  - (A) the 1-year period described in paragraph
     (2); or
  - (B) notwithstanding section 223(b)(1), the 1-year period preceding the 1-year period described in paragraph (2).

#### AFFIRMATIVE DETERMINATIONS FOR WORKER ADJUSTMENT ASSISTANCE

The following certifications have been issued. The date following the company name and location of each determination references the impact date for all workers of such determination.

The following certifications have been issued. The requirements of Section 222(a)(2)(A) (increased imports) of the Trade Act have been met.

TA-W number	Subject firm	Location	Impact date
82,750	Boise White	International	May 17, 2012
	Paper, LLC,	Falls, MN	
	Boise Inc.,		
	Bartlett &		
	Associates		
82,784	The Harte-	Shawnee, KS	June 5, 2012
	Hanks Direct		
	Marketing/KC,		
	LLC, Call		
	Center		
	Division,		
	Adecco		

The following certifications have been issued. The requirements of Section 222(a)(2)(B) (shift in production or services) of the Trade Act have been met.

TA-W number	Subject firm	Location	Impact date
82,755	PerkinElmer	Downers	May 20, 2012
	Health	Grove, IL	
	Sciences, Inc.,		
	PerkinElmer		
	Holdings, Inc.,		
	The BECO Group		
	and Sterling		
	Engineering		
82,761	Hutchinson	Hutchinson,	May 10, 2012
	Leader, A Red	MN	
	Wing		
	Publication,		
	Graphic		
	Design/Creative		
	Department		
82,761A	Litchfield	Litchfield,	May 10, 2012
	Independent	MN	

	Review, A Red		
	Wing Publication,		
	Graphic		
	Design/Creative Department		
82,761B	Southwest	Shakopee, MN	May 10, 2012
	Newspaper, A Red Wing		
	Publication,		
	Graphic		
	Design/Creative Department		
82,766	Hartford	Hartford, CT	May 10, 2012
	Financial		
	Services Group, Inc., SI&T/CTO		
	Service Desk,		
	Iconma, LLC, TCA Consulting		
	Group, Kforce,		
92 7667	etc. Hartford	Can Antonio	Mar. 10 2012
82,766A	Financial	San Antonio, TX	May 10, 2012
	Services Group,		
	Inc., SI&T/CTO Service Desk,		
	Comsys		
	Information Technology,		
	etc.		
82,766B	Hartford Financial	Lake Mary, FL	May 10, 2012
	Services Group,		
	Inc., SI&T/CTO		
82,766C	Service Desk Hartford	Windsor, CT	May 10, 2012
	Financial		
	Services Group, Inc., SI&T/CTO		
	Service Desk		
82,779	Electrolux Home	Charlotte, NC	May 10, 2012
	Products, Inc., North America		
	Small		
	Appliances Div., Research		
	ZIV., RODCATOR	Į	

	& Development,		
	etc.		
82,779A	Electrolux Home Products, Inc., North America Small Appliances Division, Hutchinson McDonald, etc.	Charlotte, NC	May 10, 2012
82,782	C & D Technologies, Inc., Select Technical	Milwaukee, WI	June 4, 2012
82,794	Hasbro, Inc., Product Design Division, Aquent, Atterro, dba Digital People, etc.	Pawtucket, RI	June 7, 2012
82,800	Osram Sylvania Inc., Superior Group	Winchester, KY	June 10, 2012
82,801	Baldwin Hardware Corporation, Spectrum Brands, Hardware Home Improvement Division, Stanley Black & Decker	Reading, PA	August 11, 2013
82,813	Sony Pictures Imageworks Inc., Visual Effects Department, Sony Pictures Entertainment Inc., Studio Payroll	Culver City, CA	June 13, 2012
82,818	Propex Operating Company, LLC, Ambassador	Nashville, GA	June 17, 2012

	Personnel, Inc.		
82,822	The Smead	Hastings, MN	May 7, 2013
	Manufacturing		
	Company		
82,822A	The Smead	Locust Grove,	June 3, 2012
	Manufacturing	GA	
	Company		
82,833	Cameron	Magnolia, TX	June 20, 2012
	Solutions,		
	Inc., Cameron		
	International		
	Corporation,		
	Burnett		
	Staffing and		
	Summit Staffing		
82,834	Callaway Golf	Chicopee, MA	June 25, 2013
	Ball		
	Operations,		
	Inc., Apollo		
	Security		
	Services		

### NEGATIVE DETERMINATIONS FOR WORKER ADJUSTMENT ASSISTANCE

In the following cases, the investigation revealed that the eligibility criteria for worker adjustment assistance have not been met for the reasons specified.

The investigation revealed that the criteria under paragraphs (a)(2)(A)(i) (decline in sales or production, or both) and (a)(2)(B) (shift in production or services to a foreign country) of section 222 have not been met.

TA-W number	Subject firm	Location	Impact date
82,626	Flint Engine	Flint, MI	
	Operations,		
	North America		
	Manufacturing		
	Division,		

	General Motors		
82,733	Solopower Inc., Solopower Holdings, Inc.	Portland, OR	

The investigation revealed that the criteria under paragraphs(a)(2)(A) (increased imports) and (a)(2)(B) (shift in production or services to a foreign country) of section 222 have not been met.

TA-W number	Subject firm	Location	Impact date
82,694	Kerry Ingredients and Flavours, Kerry Flavor Systems US, LLC, Volt, Aerotek	Cincinnati, OH	
82,719	Hopewell Hardwood Sales, Inc.	Hopewell, VA	
82,791	ITW Hi-Cone	Zebulon, NC	
82,802	Hammary Furniture Company, Inc., La-Z- Boy Chair Company	Granite Falls, NC	

## DETERMINATIONS TERMINATING INVESTIGATIONS OF PETITIONS FOR WORKER ADJUSTMENT ASSISTANCE

After notice of the petitions was published in the Federal Register and on the Department's website, as

required by Section 221 of the Act (19 USC 2271), the Department initiated investigations of these petitions.

The following determinations terminating investigations were issued because the petitioner has requested that the petition be withdrawn.

TA-W number	Subject firm	Location	Impact date
82,845	Keithley	Solon, OH	
	Instrument		

The following determinations terminating investigations were issued because the petitioning groups of workers are covered by active certifications. Consequently, further investigation in these cases would serve no purpose since the petitioning group of workers cannot be covered by more than one certification at a time.

TA-W number	Subject firm	Location	Impact date
82,575	CompuCom	Houston, TX	
	Systems, Inc.		
82,743	Delphi	Kokomo, ID	
	Product &		
	Service		
	Solutions		
82,840	The Berry	Dayton, OH	
	Company, LLC		

I hereby certify that the aforementioned determinations were issued during the period of <u>July 1, 2013 through July 5, 2013</u>. These determinations are available on the Department's website tradeact/taa/taa\_search\_form.cfm under the searchable listing of determinations or by calling the Office of Trade Adjustment Assistance toll free at 888-365-6822.

DEL MIN AMY CHEN
Certifying Officer, Office
of Trade Adjustment Assistance
Date: July 9, 2013
4510-FN-P

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